BILL NO. S-90-06-06

SPECIAL ORDINANCE NO. S-173-90

AN ORDINANCE approving the awarding of Reference #944 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and **GTE TELEMARKETING CORPORATION** for the Data Processing Department.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #944 between the City of Fort Wayne, by and through its Department of Purchasing and **GTE TELEMARKETING CORPORATION** for the Data Processing Department, respectfully for:

> **the purchase and installation of cable for the Data Processing Department;**

involving a total cost of Thirteen Thousand Four Hundred Twenty-Three and 84/100n Dollars ($13,423.84), all as more particularly set forth in said Reference #944 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Thomas P. Henry
Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay
J. Timothy McCaulay, City Attorney

REF. NO.:	944
DEPT.:	DATA PROCESSING
DATE:	6/5/90
ITEM/SERV.:	4350' CABLE

PURCHASING INFORMATION

ADVERTISED BID:	YES
DATES ADVERTISED:	4/23 & 4/30
OPENING DATE:	5/17/90
WRITTEN QUOTE:	
DUE DATE:	
VERBAL QUOTE:	
SINGLE SOURCE:	
NO. OF VENDORS NOTIFIED:	4
NO. OF VENDORS RECEIVING BID:	2
NO. OF VENDORS RETURNING BID:	1
NO. OF VENDORS DISQUALIFIED:	0
NO. OF VENDORS NOT RESPONDING:	3
DATE SENT TO DEPT FOR RECOMM.:	5/17/90
DATE RECOMMENDATION REC'D IN PURCH:	5/21/90

COUNCIL INFORMATION	DATES SENT	EXTENSION DATES
DATE INFO SENT TO LAW DEPT.:	6/5/90	
INTRODUCTION DATE:	6/12/90	
DISCUSSION DATE:	6/19/90	
PASSAGE DATE:	6/26/90	
ORDINANCE NO.:		

REFERENCE NO: 944
CABLE
DATA PROCESSING

DESCRIPTION	GTE TELEMARKETING
INSTALL 9 156 PR CABLE	$6,801.31
4350' 100 PAIR ISW CABLE	$5,598.45
36 BLOCKS	$319.53
116 BRACKETS	$597.30
16 BACKBOARDS	$107.25
TOTAL	$13,423.84

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 5-17-90 @ 11:00 AM BID REFERENCE # 944

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR PURCHASE & INSTALLATION OF 9 - 100 PAIR CABLE & 5000 FEET - 100 PAIR CABLE FOR FUTURE PHONE & DATA USE PER SPECIFICATIONS
AND REQUESTED BY GENERAL ACCOUNTING

THIS BID REQUIRES A XXXXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A XXXXX 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____%
IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME GTE Telemarketing Corporation

STREET ADDRESS 6145 West Jefferson Blvd.

CITY Fort Wayne PHONE # 434-2365

BY _____
REPRESENTATIVE SIGNATURE

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: _____

1. Governmental Unit: City of Fort Wayne
2. County: Allen
3. Bidder (Firm): GTE Telecom Marketing Corporation
   Address: Westland Mall - 6145 W. Jefferson
   City/State: Fort Wayne, IN. 46804
4. Telephone Number: (219) 434-2365
5. Agent of Bidder (if applicable): _____

Pursuant to notices given, the undersigned offers bid(s) to Allen County (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Signature of Bidder or Agent

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
Hamilton COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Bidder (Firm)

Signature of Bidder or Agent

Subscribed and sworn to before me this 11th day of MAY, 1990.

My Commission Expires: 2/18/94

County of Residence: HAMILTON

Notary Public

KAREN E. SCHMOLLINGER
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____

_____ _____

_____ _____

CITY OF FORT WAYNE
PURCHASE/INSTALLATION OF CABLE

THE CITY OF FORT WAYNE, INDIANA, IS REQUESTING BIDS FOR PURCHASE AND INSTALLATION OF 9 - 100 PAIR CABLE AND 5000 FEET - 100 PAIR CABLE THROUGH THE DATA PROCESSING DEPARTMENT.

TERM OF AGREEMENT: FROM TIME OF AWARD THROUGH DECEMBER 31, 1990

THE FOLLOWING INFORMATION MUST BE FILLED OUT COMPLETELY AND RETURNED WITH YOUR BID PROPOSAL.

QTY	UNIT	DESCRIPTION	UNIT / TOTAL
1	PMT	INSTALL 9 100 PAIR CABLES FOR FUTURE PHONE AND DATA USE. CABLES WILL BE RAN FROM BASEMENT M.D.F. TO BASEMENT, 1ST, 2ND, 3RD, 4TH, 6TH, 7TH, 8TH, AND 9TH FLOOR I.D.F.'S	$43.60/156/$6,801.31
5000	FT	+/- 100 PAIR ISW CABLE	$1.28/4350/$5,598.45
58	EA	+/- BLOCKS	$8.87/36/$319.53
116	EA	+/- BRACKETS	$_____/$597.30
152	EA	+/- MUSHROOM POSTS	$_____/$_____
19	EA	+/- BACKBOARDS	$26.81/4/$107.25

TOTAL: $13,423.84

DELIVERY TIME ARO: _____

FOB: FORT WAYNE

CONTACT RICK KREBS AT (219) 428-7512 FOR FURTHER INFORMATION.

SEABOARD SURETY COMPANY

ADMINISTRATIVE OFFICES: BEDMINSTER, NEW JERSEY

PROPOSAL BOND

Know all Men by these Presents:

THAT WE, GTE TELECOM MARKETING CORPORATION

as principal, and SEABOARD SURETY COMPANY, a corporation under the laws of the State of New York, having its principal place of business in the City of New York, New York, as surety, are held and firmly bound unto

CITY OF FORT WAYNE, INDIANA DEPT OF PURCHASING

as obligee, in the sum of 5% OF AMOUNT BID

DOLLARS, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

SIGNED, sealed and dated this 17TH day of MAY 1990 .

WHEREAS, the said principal is herewith submitting its proposal for

DISTRIBUTION CABLING

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the aforesaid principal shall be awarded the contract upon said proposal and shall within the required number of days after the notice of such award enter into a contract and give bond for the faithful performance of the contract, then this obligation shall be null and void; otherwise the principal and surety will pay unto the obligee the difference in money between the amount of the bid of the said principal and the amount for which the obligee may legally contract with another party to perform the said work if the latter amount be in excess of the former; but in no event shall the surety's liability exceed the penal sum hereof.

GTE TELECOM MARKETING CORPORATION
Principal

By _____

SEABOARD SURETY COMPANY

By _____
Attorney-in-Fact
MARY T. BLOCK

Form 136

UUU 6095

Certified Copy

No. 10448

SEABOARD SURETY COMPANY

ADMINISTRATIVE OFFICES, BEDMINSTER, NEW JERSEY

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That SEABOARD SURETY COMPANY, a corporation of the State of New York, has made, constituted and appointed and by these presents does make, constitute and appoint Mary T. Block or J. Thomas Finn or Andrew P. Krane

of Indianapolis, Indiana

its true and lawful Attorney-in-Fact, **to make, execute and deliver on its behalf insurance policies, surety bonds, undertakings and other instruments of similar nature** as follows: Without Limitations

Such insurance policies, surety bonds, undertakings and instruments for said purposes, when duly executed by the aforesaid Attorney-in-Fact, shall be binding upon the said Company as fully and to the same extent as if signed by the duly authorized officers of the Company and sealed with its corporate seal; and all the acts of said Attorney-in-Fact, pursuant to the authority hereby given, are hereby ratified and confirmed.

This appointment is made pursuant to the following By-Laws which were duly adopted by the Board of Directors of the said Company on December 8th, 1927, with Amendments to and including January 15, 1982 and are still in full force and effect:

ARTICLE VII, SECTION 1

"**Policies, bonds, recognizances, stipulations, consents of surety, underwriting undertakings and instruments relating thereto.** Insurance policies, bonds, recognizances, stipulations, consents of surety and underwriting undertakings of the Company, and releases, agreements and other writings relating in any way thereto or to any claim or loss thereunder, shall be signed in the name and on behalf of the Company

(a) by the Chairman of the Board, the President, a Vice-President or a Resident Vice-President and by the Secretary, an Assistant Secretary, a Resident Secretary or a Resident Assistant Secretary; or (b) by an Attorney-in-Fact for the Company appointed and authorized by the Chairman of the Board, the President or a Vice-President to make such signature; or (c) by such other officers or representatives as the Board may from time to time determine.

The seal of the Company shall if appropriate be affixed thereto by any such officer, Attorney-in-Fact or representative."

IN WITNESS WHEREOF, SEABOARD SURETY COMPANY has caused these presents to be signed by one of its Vice-Presidents, and its corporate seal to be hereunto affixed and duly attested by one of its Assistant Secretaries, this 15th day of December, 19 88

SEABOARD SURETY COMPANY 1927 STATE OF NEW YORK

Attest:

(Seal) Diana M. Klerert
Assistant Secretary

SEABOARD SURETY COMPANY

By Michael B. Keegan
Vice-President

STATE OF NEW JERSEY
COUNTY OF SOMERSET ss.:

On this 15th day of December, 19 88, before me personally appeared Michael B. Keegan a Vice-President of SEABOARD SURETY COMPANY, with whom I am personally acquainted, who, being by me duly sworn, said that he resides in the State of New Jersey; that he is a Vice-President of SEABOARD SURETY COMPANY, the corporation described in and which executed the foregoing instrument; that he knows the corporate seal of the said Company; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company; and that he signed his name thereto as Vice-President of said Company by like authority.

(Seal)

FELICE M. CATALANO
NOTARY PUBLIC OF NEW JERSEY
My Commission Exp. June 4, 1991

Notary Public

CERTIFICATE

I, the undersigned Assistant Secretary of SEABOARD SURETY COMPANY do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this Certificate and I do further certify that the Vice-President who executed the said Power of Attorney was one of the Officers authorized by the Board of Directors to appoint an attorney-in-fact as provided in Article VII, Section 1, of the By-Laws of SEABOARD SURETY COMPANY.

This Certificate may be signed and sealed by facsimile under and by authority of the following resolution of the Executive Committee of the Board of Directors of SEABOARD SURETY COMPANY at a meeting duly called and held on the 25th day of March 1970.

"RESOLVED: (2) That the use of a printed facsimile of the corporate seal of the Company and of the signature of an Assistant Secretary on any certification of the correctness of a copy of an instrument executed by the President or a Vice-President pursuant to Article VII, Section 1, of the By-Laws appointing and authorizing an attorney-in-fact to sign in the name and on behalf of the Company surety bonds, underwriting undertakings or other instruments described in said Article VII, Section 1, with like effect as if such seal and such signature had been manually affixed and made, hereby is authorized and approved."

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Company to these presents this 17TH day of MAY, 1990

SEABOARD SURETY COMPANY 1927 STATE OF NEW YORK

Tria A. Rispoli
Assistant Secretary

Form 957 (Rev. 7/84)

For verification of the authenticity of this Power of Attorney you may call, collect, 201-658-3500 and ask for the Power of Attorney clerk. Please refer to the Power of Attorney number, the above named individual(s) and details of the bond to which the power is attached. In New York, Dial 212-627-5444.

Read the first time in full and on motion by _____, seconded by _____, and duly adopted, read the second time by title and referred to the Committee on _____ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock _____ M,,E.S.T.

DATED: _____

_____
SANDRA E. KENNEDY, CITY CLERK

Read the ~~third~~ time in full and on motion by Henry, seconded by Long, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	8			1
BRADBURY	✓			
BURNS	✓			
EDMONDS	✓			
GiaQUINTA	✓			
HENRY	✓			
LONG	✓			
REDD	✓			
SCHMIDT				✓
TALARICO	✓			

DATED: 7-24-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ ~~(GENERAL)~~ ~~(SPECIAL)~~ ~~(ZONING MAP)~~ ORDINANCE ~~RESOLUTION~~ NO. S-173-90 on the 24th day of July, 1990

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

Charles S. Redd
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of July, 1990, at the hour of 11:00 o'clock A.M.,E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 27th day of July, 1990, at the hour of 4:30 o'clock P.M.,E.S.T.

PAUL HELMKE, MAYOR

Read the first time in full and on motion by Henry, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock ____.M.,E.S.T.

DATED: 6-12-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Schmidt, seconded by _____, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES			✓	2
BRADBURY				
BURNS			✓	
EDMONDS	✓			
GiaQUINTA				✓
HENRY				✓
LONG	✓			
REDD	✓			
SCHMIDT	✓			
TALARICO	✓		✓	

DATED: 7-10-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ (GENERAL) (SPECIAL) ~~(ZONING MAP)~~ ORDINANCE ~~RESOLUTION~~ NO. S-155-90 on the 10th day of July, 1990,

ATTEST: Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

SEAL

Charles B. Redd
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of July, 1990 at the hour of 10:00 o'clock A.M.,E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this _____ day of _____, 19____, at the hour of _____ o'clock _____.M.,E.S.T.

PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Ref. No. 944 for purchase and installation of cable for the Data Processing Department. The cost reflects the most responsive vendor.

S-92-06-06

EFFECT OF PASSAGE: Purchase and installation of 4350' of 100 pair telecommunications cable.

EFFECT OF NON-PASSAGE: City departments will not be able to expand either voice or data services. Presently 2nd and 7th floor are at capacity.

MONIES INVOLVED: GTE Tele $13,423.84

PRICE AGREEMENT:

PURCHASE ORDER: Yes

SOURCE OF FUNDING: Data Proc 1990 Master Lease

PRIOR APPROVAL: DATE:
(IF APPLICABLE)

Pursuant to § 2-24 FtW City Code,
this is to certify I intend to
move for reconsideration of bill # S-90-06-06
at the next regular meeting of the
Common Council

7/10/90

BILL NO. S-90-06-06

REPORT OF THE COMMITTEE ON FINANCE

THOMAS C. HENRY, CHAIRMAN
DONALD J. SCHMIDT, VICE CHAIRMAN
BRADBURY, BURNS, GiaQUINTA

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving the awarding of Reference #944 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and GTE TELEMARKETING CORPORATION for the Data Processing Department

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) (~~RESOLUTION~~)

DO PASS	DO NOT PASS	ABSTAIN	NO REC

DATED: 7-24-90 ~~6-10-90.~~

Sandra E. Kennedy
City Clerk